

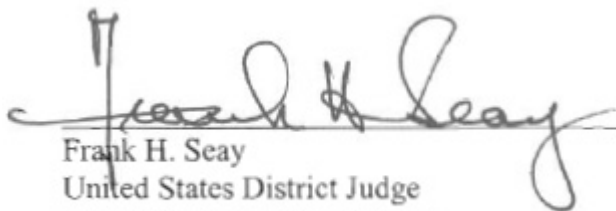
IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF OKLAHOMA

EVERLINA WARREN, individually and as )  
Administrator of the Estate of Wendell )  
F. Warren, deceased, )  
 )  
Plaintiff, )  
 )  
 ) CIV-11-439-FHS  
 )  
vs. )  
 )  
CUNA MUTUAL GROUP, a foreign corporation )  
and CUNA MUTUAL INSURANCE SOCIETY, )  
a foreign corporation, )  
 )  
Defendants. )

ORDER

Before the court for its consideration is Defendants' Motion for Summary Judgment and Brief in Support (Doc. 31). The court finds there are genuine issues of material facts as to the cause of death of Wendell F. Warren, plaintiff's decedent. As a result, summary judgment is therefore inappropriate and said motion should be overruled. Fed. R. Civ. P. 56; see, e.g., Celotex Corporation v. Catrett, 477 U.S. 317, 106 S.Ct. 2548 (1986); Anderson v. Liberty Lobby, Inc., 477 U.S. 242, 106 S.Ct. 2505 (1986).

IT IS SO ORDERED this 14<sup>th</sup> day of January, 2013.

  
Frank H. Seay  
United States District Judge  
Eastern District of Oklahoma